

[DBM JOINT CIRCULAR NO. 1, September 03, 1991]

IMPLEMENTING RULES AND REGULATIONS FOR SECTION 14 OF THE GENERAL PROVISIONS OF REPUBLIC ACT NO. 7078 WHICH PRESCRIBES RESTRICTIONS IN THE USE OF GOVERNMENT FUNDS

1.0

Purpose

This Joint Circular is issued to prescribe the rules and regulations to implement Section 14 of the General Provisions of R.A. No. 7078, the CY 1991 General Appropriations Act, prescribing restrictions on the use of Government Funds.

2.0

Coverage

The provisions of this Joint Circular shall apply to the national government agencies, local government units, political sub-divisions, and government-owned and/or controlled corporations as defined by Executive Order No. 518.

3.0

Rules and Regulations

3.1 *Restrictions on the Purchase of Motor Vehicles* - No government funds shall be utilized to purchase motor vehicles except medical ambulances, military and police patrol vehicles, other utility vehicles, those used for mass transport when necessary in the interest of public service, and those specifically authorized in this Act.

3.1.1 The general phrase/clause **other utility vehicles** shall be construed to include only those motor vehicles of the same class and nature as medical ambulances, military and patrol vehicles. For this purpose, all motor vehicles for management and staff use and all the motor transport equipment covered by LOI No. 667 are not considered as "utility vehicles."

3.1.2 The words **mass transport** shall be construed to refer to buses, trains or any other public motor transport procured under the Mass Transportation Program of the Government.

3.1.3 The phrase **and those specifically authorized in this Act** shall be construed to refer to those appropriations specifically intended for the purchase of motor vehicles and included as part of the lump sums provided for "Equipment Outlays" of the agencies concerned under their respective "Capital Outlays" Programs authorized by R.A. No. 7078 and those covered by international agreement.

3.2 Restrictions on Foreign Travel - No government funds shall be utilized to defray foreign travel expenses of any government official or employee except in the case of training, seminar, or conference abroad when the officials and other personnel of the foreign missions cannot effectively represent the country therein, and travels necessitated by international commitments.

3.2.1 Consistent with Section 2 of Executive Order No. 401, the authority/responsibility to ascertain the incapacity or inability of the officials and personnel of the foreign missions to effectively represent the country in foreign seminars and conferences shall remain lodged in the Office of the President.

3.2.2 The foreign travel covered by the restrictions under Circular includes those enumerated under Executive Order No. 401, to wit:

3.2.2.1 To attend conferences or seminars sponsored by foreign governments or international government organizations to which the Philippine Government is committed or invited to send representatives or participants.

3.2.2.2 To attend conferences or seminars sponsored by private organizations whether international or not, invitations to which have been sent through their respective Governments to the Philippine Government.

3.2.2.3 To conduct examination or investigation of Philippine Government agencies or affairs.

3.2.2.4 To undertake any other official mission which cannot be assigned to any other Philippine Government official or officials already abroad.

3.3 Restrictions on the Use of Government Funds for the Purchase of Fuel, Parts, Repair and Maintenance of Government Vehicles - No government funds shall be utilized to provide fuel, parts, repair and maintenance to any government vehicle *which* is not permanently marked "For Official Use Only" with the name nor logo of the agency, nor otherwise properly identified as a government vehicle and does not carry its official government plate number, except official vehicles assigned to the President, Vice-President, Senate President, Speaker of the House of Representatives and Chief Justice of the Supreme Court and those used by personnel performing intelligence and national security functions.

3.3.1 For purposes of this Circular, the following shall be considered as proper identification as government vehicles:

3.3.1.1 Vehicles which are marked "For Official Use Only" with the name or logo of the agency.

3.3.1.2 Vehicles with "Red Plate Numbers" with the name or logo of the agency.

3.3.1.3 Vehicles with "Blue Plate Numbers" (Diplomatic Plates) with the name or logo of the agency.

3.3.1.4 Vehicles with "Green Plate Numbers" (Security Plates) upon submission of authenticated copy of either the LTO Registration Certificate or the NICA Certificate to the Resident Auditor concerned.

3.4 Use of Government Vehicles During Emergencies and Transport Crisis — In case of transport crisis, such as that occasioned by street demonstrations, welgang bayan, floods, typhoons and other emergencies, all government vehicles of any type